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IN THE

Supreme Court of the United States

OCTOBER TERM, 1969

No. 1420

JOSEPH F. YOUNG,

Petitioner.

v.

ADA M. SCOTT, *et al.*, and UNITED STATES OF AMERICA.

Respondents.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit

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REPLY BRIEF

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1. The absence of any respondent citation interpreting the 'contract' provision of the 1866 Civil Rights Act, (42 U.S.C. 1981), confirms petitioner's position that the broad reading given to this section by the Fourth Circuit is a holding of first impression.

2. Equally, the point is one of major federal importance. Contrary to both respondent briefs, petitioner not only has not claimed that a ticket is not a 'contract', but has instead relied on that fact to show the virtually unlimited applicability of the decision below. So applied, that ruling would judicially extinguish every exception made by Congress in Title II of the 1964 Civil Rights Act.

3. Neither respondent attempts to show the essential prerequisite right of the statutory "white citizens" to compel admission to Timberlake, (Pet. p. 7).

4. We amend, with acknowledgment to the individual respondent, the reference to the umbrellas (Resp. Bf. ftn. 5). The correct record citation is

"19.(a) There are approximately 30 umbrellas available.

(b) The original cost was $10.00 each. They were purchased 5 years ago from Quality Umbrella Shop, Washington, D. C."

Respectfully submitted.

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